

DSS:SD/NDR
F.#2007R01872/OCDEFT # NYNYE-638

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

- against -

ALEJO POLANCO,
also known as "Hondo," and
EMILIANO VASQUEZ,
also known as "Patalarga,"

Defendants.

FILED
IN CLERK'S OFFICE
U.S. DISTRICT COURT, E.D.N.Y.
★ AUG 01 2008 ★

BROOKLYN OFFICE

S U P E R S E D I N G
I N D I C T M E N T

Cr. No. 08-65 (S-3) (RJD)
(T. 18, U.S.C., §§
924(c)(1)(A)(ii),
924(c)(1)(A)(iii),
924(j)(1), 1951(a),
2 and 3551 et seq.; T.
21, U.S.C., §§
841(b)(1)(A)(i),
841(b)(1)(A)(ii)(II),
841(b)(1)(B)(vii)
and 846)

THE GRAND JURY CHARGES:

COUNT ONE

(Conspiracy to Distribute Heroin, Cocaine and Marijuana)

In or about and between January 1999 and May 2008, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendants ALEJO POLANCO, also known as "Hondo," and EMILIANO VASQUEZ, also known as "Patalarga," together with others, did knowingly and intentionally conspire to distribute and possess with intent to distribute one or more controlled substances, which offense involved: (a) one kilogram or more of a substance containing heroin, a schedule I controlled substance; (b) five kilograms or more of a substance containing cocaine, a schedule II controlled substance; and (c) 100 kilograms or more of a substance

containing marijuana, a schedule I controlled substance, contrary to Title 21, United States Code, Section 841(a)(1).

(Title 21, United States Code, Sections 846, 841(b)(1)(A)(i), 841(b)(1)(A)(ii)(II) and 841(b)(1)(B)(vii); Title 18, United States Code, Sections 3551 et seq.)

COUNT TWO
(Hobbs Act Robbery Conspiracy)

In or about and between January 1999 and May 2008, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendants ALEJO POLANCO, also known as "Hondo," and EMILIANO VASQUEZ, also known as "Patalarga," together with others, did knowingly and intentionally conspire to obstruct, delay and affect commerce, and the movement of articles and commodities in commerce, by robbery, to wit: robbery of narcotics traffickers.

(Title 18, United States Code, Sections 1951(a) and 3551 et seq.)

COUNT THREE
(Use of a Firearm)

In or about and between January 1999 and May 2008, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendants ALEJO POLANCO, also known as "Hondo," and EMILIANO VASQUEZ, also known as "Patalarga," together with others, did knowingly and intentionally use and carry one or more firearms during and in

relation to a drug trafficking crime and a crime of violence, to wit: the crimes charged in Counts One and Two, and did knowingly and intentionally possess such firearms in furtherance of said drug trafficking crime and crime of violence, one or more of which firearms was brandished and discharged.

(Title 18, United States Code, Sections 924(c)(1)(A)(ii), 924(c)(1)(A)(iii), 2 and 3551 et seq.)

COUNT FOUR
(Firearm-Related Murder of Liliana Colmenares)

On or about June 10, 2001, within the Eastern District of New York and elsewhere, the defendants ALEJO POLANCO, also known as "Hondo," and EMILIANO VASQUEZ, also known as "Patalarga," together with others, in the course of a violation of Title 18, United States Code, Section 924(c), to wit: the crime charged in Count Three, did cause the death of a person through the use of a firearm, which killing is murder as defined in Title 18, United States Code, Section 1111(a), in that the defendants, together with others, did unlawfully kill, and cause

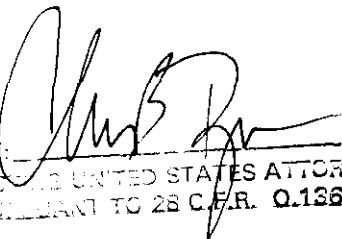
the killing of, Liliana Colmenares in the attempt to perpetrate a robbery.

(Title 18, United States Code, Sections 924(j)(1), 2 and 3551 et seq.)

A TRUE BILL

Julia Foxen
FOREPERSON

LORETTA E. LYNCH
UNITED STATES ATTORNEY
EASTERN DISTRICT OF NEW YORK


SIR: I HEREBY CERTIFY THAT THE UNITED STATES ATTORNEY
FOR THE EASTERN DISTRICT OF NEW YORK
PRESERVE THIS COPY PURSUANT TO 28 C.F.R. Q.136

UNITED STATES DISTRICT COURT

EASTERN *District of* NEW YORK

CRIMINAL DIVISION

THE UNITED STATES OF AMERICA

v.s.

Alejo Polanco and, Emiliano Vasquez,

Defendants.

INDICTMENT

(T. 18, U.S.C., §§ 924(c)(1)(A)(i), 924(c)(1)(A)(ii), 924(c)(1)(A)(iii), 924(j)(1), 1951(a), 2 and 3551 et seq;
T. 21, U.S.C., §§ 841(b)(1)(A)(i), 841(b)(1)(A)(ii)(II) and 846)

A true bill.

Richard Fender

Foreman

Filed in open court this _____ day,

of _____ A.D. 20 _____

Clerk

Bail, \$ _____

Nathan Reilly, Assistant U.S. Attorney (718 254-6196)